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24 MAR 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gerd LUEDKE
Serial No.: Not Yet Assigned
Filed: Herewith
For: NUCLEIC ACID DETECTION
Art Unit: Not Yet Assigned
Examiner: Not Yet Assigned
Confirmation No.: Not Yet Assigned
Customer No.: 27623
Attorney Docket No.: 20030969-02

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

In accordance with applicant's duty of disclosure under 37 C.F.R. §1.56, please find attached hereto form PTO-1449 listing information which may be material to the patentability of this application, filed concurrently herewith. This Information Disclosure Statement is being filed:

____ Within three (3) months of the filing date of the national application;

XXX Within three (3) months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application;

____ Before the mailing date of a first Office Action on the merits;

____ After the filing date or date of first Office Action, but before the mailing date of a final action under 37 C.F.R. §1.113, provided that this occurs prior to the issuance of a Notice of Allowance and provided that this I.D.S. is accompanied by either a certification as specified in 37 C.F.R. §1.97(e) or the fee set forth in 37 C.F.R. §1.17(p);

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /EW/

- ____ After the filing date or date of first Office Action, but before the mailing date of a Notice of Allowance under 37 C.F.R. §1.311, provided that this occurs prior to the final action and provided that this I.D.S. is accompanied by either a certification as specified in 37 C.F.R. §1.97(e) or the fee set forth in 37 C.F.R. §1.17(p);
- ____ After the mailing date of a final action under 37 C.F.R. §1.113, provided that this occurs prior to the issuance of a Notice of Allowance and provided that this I.D.S. is accompanied by a certification as specified in 37 C.F.R. §1.97(e) and the fee set forth in 37 C.F.R. §1.17(p); and
- ____ After the mailing date of a Notice of Allowance under 37 C.F.R. §1.311, provided that this occurs prior to or subsequent to the payment of the Issue Fee and provided that this I.D.S. is accompanied by a certification as specified in 37 C.F.R. §1.97(e) and the fee set forth in 37 C.F.R. §1.17(p).
- ____ Filing with RCE Under 37 CFR 1.114, thus no fee is required.

37 C.F.R. 1.98 does not require a copy of U.S. patents or published U.S. patent applications to be included with an information disclosure statement. Accordingly, Applicant is not including a copy of any U.S. patent or published U.S. patent application.

We are also enclosing copies of the non-US publications listed on the attached PTO-1449. Copies of the following patents and articles are not enclosed because they are not in the possession of the undersigned: KOLESEAR et al.: "Direct quantification of HIV-1 RNA by capillary electrophoresis with laser-induced fluorescence" and BIANCHI et al.: "Capillary electrophoresis: detection of hybridization between synthetic oligonucleotides and HIV-1 genomic DNA amplified by polymerase-chain reaction".

It should be understood that attention has been called to the references that have been deemed to be pertinent to the claimed present invention. In concluding what was pertinent, the criteria employed was considered most appropriate in light of the invention shown in the present application. However, the Examiner or others may deem some other criteria to be just as appropriate or more appropriate. Therefore, the Examiner is respectfully urged to review the listed references and to make the usual careful independent search for other prior art that may be pertinent.

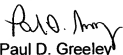
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Receipt date: 03/24/2006

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IAPO Rec'd PCT/PTO 24 MAR 2006

Respectfully submitted,



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March 24, 2006

Application Number: **101573438**
Not Yet Assigned

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U. S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTSOTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, Etc.)

BIANCHI et al. "Capillary electrophoresis: detection of hybridization between synthetic oligonucleotides and HIV-1 genomic DNA amplified by polymerase-chain reaction". *Journal of Virological Methods*, Amsterdam, NL, vol. 47, no. 3, 1994, pps. 321-329.

01/30/2010

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP §609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /EW/